

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB829)

Received: 3/7/2014 Received By: agary
Wanted: As time permits Same as LRB:
For: Jeremy Thiesfeldt (608) 266-3156 By/Representing: Hariah Hutkowski
May Contact: Drafter: agary
Subject: Transportation - driver licenses Addl. Drafters:
Extra Copies: TKK

Submit via email: YES
Requester's email: Rep.Thiesfeldt@legis.wisconsin.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Suspension of operating privilege; reinstatement fee; transfer of money back to courts

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 3/7/2014			_____			
/P1	agary 3/10/2014	scalvin 3/7/2014	jmurphy 3/7/2014	_____	lparisi 3/7/2014		
/1		scalvin 3/10/2014	jfrantze 3/10/2014	_____	mbarman 3/10/2014	mbarman 3/10/2014	

FE Sent For:

<END>

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FE Sent For:		/1 sac 03/10/2014	/1 sac 03/10/2014				

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/?	agary	/PI SAC 03/07/2014	/PI SAC 03/07/2014	_____			

3/7

FE Sent For:

<END>

3/7

Harish - Thresfeldt

6-3156

• a 2037

• new amendment

- extra \$40 routed back to the jurisdiction in which the failure to pay caused the suspension
 - send back to the municipal court



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa2047/P1
ARG./:....
Sac

in
3/7
wanted
3/10

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 829

D-Note

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line 4: before that line insert:

3 "SECTION 1c. 25.40 (1) (a) 32. of the statutes is created to read:

4 25.40 (1) (a) 32. Moneys received under s. 343.21 (1) (jd) that are forwarded as
5 provided in s. 343.21 (1) (jd).

6 SECTION 1g. 343.21 (1) (jd) of the statutes is created to read:

7 343.21 (1) (jd) In addition to any other fee under this subsection, for
8 reinstatement of an operating privilege previously suspended under s. 345.47 (1) (b)
9 or 800.095 (1) (a) for failure to pay a judgment or installment payment on a judgment,
10 \$40. The department shall forward this fee to the clerk of the court, or to the judge
11 responsible for the court's administrative matters if the court has no clerk, in which
12 the suspension was ordered.

x

SECTION 1n. 343.38 (2) of the statutes is amended to read:

343.38 (2) REINSTATEMENT OF NONRESIDENT'S OPERATING PRIVILEGE. A

nonresident's operating privilege revoked or suspended under the laws of this state is reinstated as a matter of law when the period of revocation or suspension has expired and the nonresident pays the fees specified in s. 343.21 (1) (j), ~~(jr)~~, if applicable, and (n) and, if applicable, s. 343.21 (1) (jd) or (jr).

History: 1977 c. 29 s. 1654 (7) (a), (c); 1979 c. 306, 316; 1983 a. 525; 1989 a. 72; 1991 a. 277, 316; 1997 a. 27, 84; 1999 a. 143; 2007 a. 20; 2009 a. 100, 103; 2011 a. 173, 258.

SECTION 1r. 343.38 (3) of the statutes is amended to read:

343.38 (3) REINSTATEMENT AFTER SUSPENSION. Except as provided in sub. (2) and

s. 343.10, the department shall not reinstate the operating privilege of a person whose operating privilege has been duly suspended while the suspension remains in effect. Subject to s. 343.31 (2t) (b), upon the expiration of the period of suspension, the person's operating privilege is reinstated upon receipt by the department of the fees specified in s. 343.21 (1) (j) and (n) and, if applicable, s. 343.21 (1) (jd) and, for reinstatement of an operating privilege suspended under ch. 344, the filing with the department of proof of financial responsibility, if required, in the amount, form, and manner specified under ch. 344.”.

History: 1977 c. 29 s. 1654 (7) (a), (c); 1979 c. 306, 316; 1983 a. 525; 1989 a. 72; 1991 a. 277, 316; 1997 a. 27, 84; 1999 a. 143; 2007 a. 20; 2009 a. 100, 103; 2011 a. 173, 258.

2. Page 1, line 4: delete “**SECTION 1**” and substitute “**SECTION 1w**”.

(END)

D-Note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2047/P1dn

ARG:|:.....

sal

-date-

The additional \$40 fee in this draft applies in addition to the \$50 fee under s. 343.21 (1) (j) and the \$10 fee under s. 343.21 (1) (n), making the total reinstatement fee \$100, with \$40 being forwarded to the court.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2047/P1dn
ARG:sac:jm

March 7, 2014

The additional \$40 fee in this draft applies in addition to the \$50 fee under s. 343.21 (1) (j) and the \$10 fee under s. 343.21 (1) (n), making the total reinstatement fee \$100, with \$40 being forwarded to the court.

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Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

Gary, Aaron

From: Gary, Aaron
Sent: Monday, March 10, 2014 8:58 AM
To: Hutkowski, Hariah
Subject: RE: looks good LRBa2047/P1dn PLEASE TURN to /1 ASAP, need by noon

For structural/grammatical reasons, (jr) is "moved" on p. 2 from line 5 to 6. (stricken on line 5, added back on line 6).
I'll have you the /1 soon.

Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Hutkowski, Hariah
Sent: Monday, March 10, 2014 8:54 AM
To: Gary, Aaron
Subject: looks good LRBa2047/P1dn PLEASE TURN to /1 ASAP, need by noon

Aaron,

Before turning to /1 why is the "or (jr)" at the end. If it needs to be there then get the /1 asap. Phones are not working right now.

343.38 (2) REINSTATEMENT OF NONRESIDENT'S OPERATING PRIVILEGE. A nonresident's operating privilege revoked or suspended under the laws of this state is reinstated as a matter of law when the period of revocation or suspension has expired and the nonresident pays the fees specified in s. 343.21 (1) (j), (jr), if applicable, and (n) and, if applicable, s. 343.21 (1) (jd) or (jr).

Hariah Hutkowski
Research Assistant
Rep. Thiesfeldt's office
1-888-529-0052
FAX: 608-282-3652



State of Wisconsin
2013 - 2014 LEGISLATURE

Now



LRBa2047/1

ARG:sac/m

RMN

in
3/10

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
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No change

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